

Senate File 219 - Introduced

SENATE FILE 219

BY BARTZ

(COMPANION TO 2047HH BY
RAYHONS)

A BILL FOR

1 An Act providing for special deer hunting licenses for certain
2 nonresident landowners and providing penalties and an
3 appropriation.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. NEW SECTION. 483A.8D Special nonresident
2 landowner deer hunting licenses.

3 1. As used in this section:

4 a. "Family member" means a nonresident who is the spouse or
5 child of the owner.

6 b. "Farm unit" means all parcels of land which are certified
7 by the commission pursuant to rule as meeting the following
8 requirements:

9 (1) Are in tracts of eighty or more contiguous acres.

10 (2) Are under the lawful control of the owner.

11 c. "Owner" means a nonresident who is the owner of a farm
12 unit for taxation purposes.

13 2. Notwithstanding section 483A.8, subsection 5, upon
14 written application on forms furnished by the department and
15 payment of a fee of one thousand dollars, the department shall
16 issue annually two deer hunting licenses, one antlered or any
17 sex deer hunting license and one antlerless deer only deer
18 hunting license, to the owner of a farm unit or to a family
19 member of the owner, but limited to a total of two licenses for
20 both.

21 3. In addition, if an owner of a farm unit or a family
22 member of the owner purchases deer hunting licenses pursuant to
23 subsection 2, that person may purchase additional antlerless
24 deer only deer hunting licenses which are valid only for use on
25 the farm unit under the same conditions and for the same price
26 as resident owners and their family members.

27 4. The deer hunting licenses issued shall be valid only for
28 use on the farm unit for which the applicant applies pursuant
29 to this section.

30 5. An owner who owns more than one farm unit or a family
31 member of that owner is eligible to obtain licenses pursuant to
32 this section for only one farm unit.

33 6. If a farm unit has multiple owners, only one owner and
34 that owner's family members may apply for licenses pursuant to
35 this section.

1 7. If deer hunting licenses are issued to an owner or
2 family member for use on a farm unit pursuant to this section,
3 a tenant of the farm unit is not eligible to receive a special
4 license pursuant to section 483A.24 for use on that farm unit.

5 8. The deer hunting licenses issued pursuant to this section
6 may be used during any deer hunting season.

7 9. A person who receives a deer hunting license pursuant to
8 this section shall be otherwise qualified to hunt deer in this
9 state, pay the wildlife habitat fee, and pay the one dollar fee
10 for the purpose of deer herd population management, including
11 assisting with the cost of processing deer donated to the help
12 us stop hunger program administered by the commission.

13 10. *a.* A deer hunting license issued pursuant to this
14 section shall be attested by the signature of the person to
15 whom the license is issued and shall contain a statement in
16 substantially the following form:

17 By signing this license I certify that I qualify as an owner
18 or family member under Iowa Code section 483A.8D.

19 *b.* A person who makes a false attestation under this
20 subsection is guilty of a simple misdemeanor. In addition, the
21 person's deer hunting license shall be revoked and the person
22 shall not be issued a deer hunting license for a period of one
23 year.

24 11. Fifty percent of the license fees collected pursuant to
25 this section and deposited in the Iowa resources enhancement
26 and protection fund created pursuant to section 455A.18 shall
27 be allocated to the open spaces account created in section
28 455A.19 to be used for the purpose of land acquisition by the
29 state.

30

EXPLANATION

31 This bill creates new Code section 483A.8D, which provides
32 for the issuance of special deer hunting licenses to certain
33 nonresident owners of farm units in the state and their family
34 members. For the purposes of the bill, a "farm unit" is a
35 parcel of land consisting of a tract of 80 or more contiguous

1 acres under the lawful control of the owner. An "owner" is
2 a nonresident who is the owner of a farm unit for taxation
3 purposes. A "family member" is the nonresident spouse or child
4 of the owner.

5 The bill provides that annually, upon written application
6 and payment of a fee of \$1,000, the owner of a farm unit or
7 the owner's family member can obtain one antlered or any
8 sex deer hunting license and one antlerless deer only deer
9 hunting license, but limited to a total of two licenses for
10 both persons, that are valid for use only on the owner's farm
11 unit. In addition, if an owner of a farm unit or a family
12 member of the owner purchases deer hunting licenses pursuant to
13 subsection 2, that person may purchase additional antlerless
14 deer only deer hunting licenses which are valid only for use on
15 the farm unit under the same conditions and for the same price
16 as resident owners and their family members.

17 The owner of more than one farm unit can obtain licenses
18 pursuant to the bill for only one farm unit. If a farm unit has
19 multiple owners, only one owner and that owner's family members
20 can apply for such licenses. If licenses are issued to any
21 owner or family member for use on a farm unit, a tenant of that
22 farm unit is not eligible to receive special resident landowner
23 licenses pursuant to Code section 483A.24.

24 Deer hunting licenses issued pursuant to the bill's
25 provisions may be used during any deer hunting season.

26 A person who receives a license pursuant to the new
27 provisions must be otherwise qualified to hunt deer in the
28 state, pay the wildlife habitat fee, and pay the one dollar fee
29 for the purpose of deer herd population management, including
30 assisting with the cost of processing deer donated to the help
31 us stop hunger program administered by the natural resource
32 commission.

33 A deer hunting license issued pursuant to the bill must be
34 attested by the signature of the person to whom the license
35 is issued that the person qualifies as an owner or family

1 member under the new Code section. A person who makes a false
2 attestation is guilty of a simple misdemeanor and shall have
3 their deer hunting license revoked and not receive another
4 deer hunting license for one year. A simple misdemeanor is
5 punishable by confinement for no more than 30 days or a fine of
6 at least \$65 but not more than \$625 or by both.

7 Fifty percent of the license fees generated by the new
8 provision are to be deposited in the Iowa resources enhancement
9 and protection fund created pursuant to Code section 455A.18
10 and allocated to the open spaces account of that fund created
11 in Code section 455A.19 to be used for the purpose of land
12 acquisition by the state.

13 Currently, the natural resource commission is limited to
14 issuing only 6,000 nonresident antlered or any sex deer hunting
15 licenses each year. After these licenses are issued, the
16 commission can issue additional nonresident antlerless deer
17 only deer hunting licenses. All nonresident deer hunting
18 licenses are allocated among zones based on the populations of
19 deer in the state. The fee for a nonresident antlered or any
20 sex deer hunting license is \$295 and must be accompanied by the
21 purchase of an antlerless deer only deer hunting license that
22 costs an additional \$125. The fee for an antlerless deer only
23 deer hunting license alone is \$225.

24 A nonresident landowner who is unsuccessful in obtaining one
25 of the 6,000 available nonresident antlered or any sex deer
26 hunting licenses is given preference in obtaining a nonresident
27 antlerless deer only deer hunting license, but that license
28 is valid only for hunting on the nonresident's land. The fee
29 for a nonresident landowner antlerless deer only deer hunting
30 license is also \$225.